

FIRST REGULAR SESSION  
SENATE COMMITTEE SUBSTITUTE FOR  
**SENATE BILL NO. 53**  
94TH GENERAL ASSEMBLY

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Reported from the Committee on Economic Development, Tourism and Local Government, March 8, 2007, with recommendation that the Senate Committee Substitute do pass.

0527S.03C

TERRY L. SPIELER, Secretary.

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**AN ACT**

To amend chapter 57, RSMo, by adding thereto one new section relating to the public safety enhancement fund.

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*Be it enacted by the General Assembly of the State of Missouri, as follows:*

Section A. Chapter 57, RSMo, is amended by adding thereto one new section, to be known as section 57.265, to read as follows:

**57.265. 1. In order to protect the well-being and safety of Missouri citizens and support county sheriff's departments, there is hereby created in the state treasury the "Public Safety Enhancement Fund", which shall consist of money transferred from the general revenue fund in an amount that is necessary to fund the grant program established under subsection 2 of this section. The fund shall be administered by the department of public safety. The money in the fund shall be used solely for the administration of such program. Notwithstanding the provisions of section 33.080, RSMo, to the contrary, any moneys remaining in the fund at the end of the biennium shall not revert to the credit of the general revenue fund; however, the fund shall terminate on June 30, 2011, and all moneys remaining in the fund on such date shall revert to the general revenue fund. The state treasurer shall invest moneys in the fund in the same manner as other funds are invested. Any interest and moneys earned on such investments shall be credited to the fund.**

**2. Subject to appropriations from the public safety enhancement fund, the department of public safety shall create a program to distribute grants to counties for the purpose of supplementing the expense of law enforcement activities of county sheriff's**

21 departments. Any county shall be eligible and may apply to receive a  
22 grant for the fiscal year to supplement such activities. The enrollment  
23 period for the first year of this grant program shall be from August 29,  
24 2007, to December 31, 2007.

25 3. When administering this grant program, the department of  
26 public safety shall coordinate and consult with the Missouri sheriffs'  
27 association for review of applications and disbursement of the grant  
28 money.

29 4. The department of public safety shall have the authority to  
30 promulgate rules to implement and administer this grant program. Any  
31 rule or portion of a rule, as that term is defined in section 536.010,  
32 RSMo, that is created under the authority delegated in this section  
33 shall become effective only if it complies with and is subject to all of  
34 the provisions of chapter 536, RSMo, and, if applicable, section 536.028,  
35 RSMo. This section and chapter 536, RSMo, are nonseverable and if any  
36 of the powers vested with the general assembly pursuant to chapter  
37 536, RSMo, to review, to delay the effective date, or to disapprove and  
38 annul a rule are subsequently held unconstitutional, then the grant of  
39 rulemaking authority and any rule proposed or adopted after August  
40 28, 2007, shall be invalid and void.

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